

1 Hon. Ann A. Scott Timmer, Chair
2 Attorney Regulation Advisory
3 Committee
4 1501 W. Washington St.
Phoenix, AZ 85007

5 **IN THE SUPREME COURT**
6 **STATE OF ARIZONA**

7 In the Matter of:

8 PETITION TO AMEND RULES 32,
9 46-49, 53, 55-58 AND 60-63, RULES
10 OF SUPREME COURT
11

Supreme Court No. R-18-0014

Comment of Attorney Regulation
Advisory Committee

12 The Arizona Supreme Court's Attorney Regulation Advisory Committee
13 ("ARC") discussed the *sua sponte* petition to amend the aforementioned rules.

14 ARC has reviewed and discussed the petition but has not had sufficient time
15 to study it in detail. ARC members expressed serious reservations with regard to
16 the proposed Attorney Discipline Oversight Committee. With the board of
17 governors to be charged with committee appointments, there are implications to be
18 considered under *North Carolina Dental Board v. FTC*, specifically related to
19 issues of conflict of interest and prosecutorial independence.
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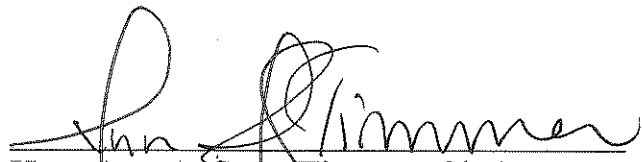
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1 This committee does not provide a more comprehensive comment as it could
2 not study in further detail due to time constraints. ARC respectfully asks the Court
3 to carefully consider this and other comments that identify concerns in the proposed
4 rule petition.

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6 RESPECTFULLY SUBMITTED this 21st day of May, 2018.

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